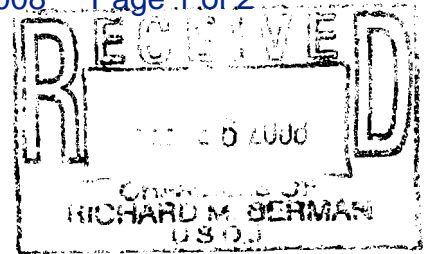


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February 25, 2008

VIA OVERNIGHT FEDERAL EXPRESS

Honorable Richard M. Berman,
United States District Judge
Southern District of New York
500 Pearl Street, Room 650, Courtroom 21D
New York, New York 10007

MEMO ENDORSED
P2

Case Name: CIRCA INC. v. MEL BERNIE and COMPANY Et al.

Docket No.: 07 CIV 10265

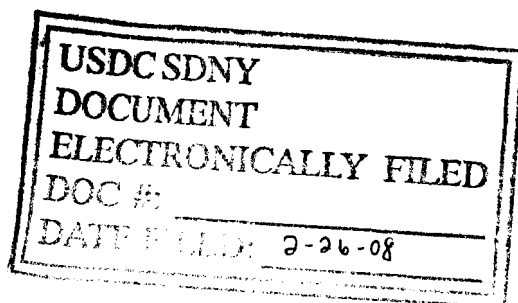
Re: extension of time to reply to opposition brief for motion to change venue.

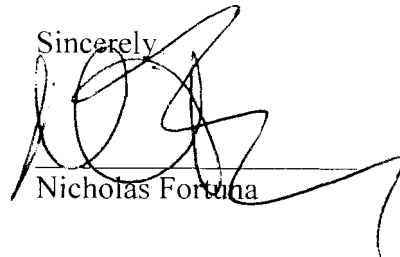
Dear Judge Berman:

This office represents the above defendant Mel Bernie and Company, Inc. in the above-mentioned matter. There is currently a motion to change venue pending before the Court in this case made by the defendant Mel Bernie. The filing deadline for defendant Mel Bernie's reply papers is Friday February 29, 2008.

The purpose of this correspondence is to request an extension of time for the defendant Mel Bernie to reply to the plaintiff's brief in opposition. The adjourn date as agreed between the parties is Friday March 14, 2008. The reason for the extension is to allow the parties more time to work toward resolving the case. The plaintiff Circa Inc., has already consented to this extension of time pursuant to a telephone conversation on February 25, 2008 between Nicholas Gallo and an associate from my office.

Thank you for your time and consideration. Please do not hesitate to contact me should you have any questions with regard to the foregoing.



Sincerely,

Nicholas Fortuna

cc:

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Enclosures

Extension Granted.	
Advise Court on or before	
3/14/08	
SO ORDERED:	
Date: 2/26/08	Richard M. Berman
	Richard M. Berman, U.S.D.J.